AMENDMENTS TO THE CLAIMS

Listing of Claims:

The following listing of claims replaces all prior versions, and listings, of claims in the application:

Claim 1 (currently amended): A formulation comprising:

a) at least one nitrogen-free polysiloxane compound having a viscosity of 10,000 to 10,000,000 mPa.S at 25 °C,

b) at least one polyamino-polysiloxane and/or polyammonium-polysiloxane compound b1) which is selected from polysiloxane compounds which contain at least one unit of the formula (I):

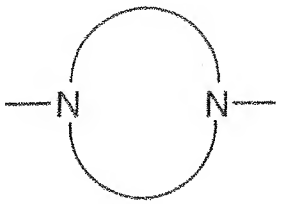
$$-[Q\text{-}V]- \qquad (I)$$

in which Q is selected from the group consisting of:

-NR-,

~~-$NR^{+}R_2$-~~ -NR_2-

a saturated or unsaturated diamino-functional heterocycle of the formulae:



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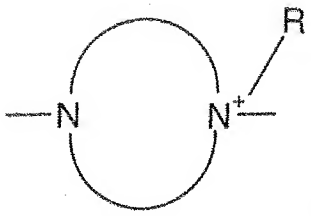
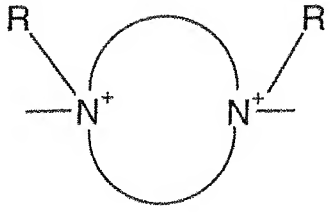
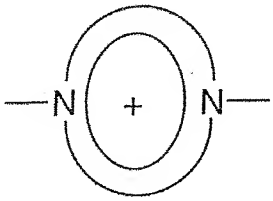


and



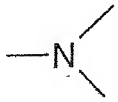
, and also

an aromatic diamino-functional heterocycle of the formula:

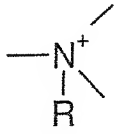


,

a trivalent radical of the formula:



a trivalent radical of the formula



, or

a tetravalent radical of the formula

in which R in each case is hydrogen or a monovalent organic radical,

where Q is not bonded to a carbonyl carbon atom,

V is at least one constituent which is selected from the group consisting of V^1, V^2 and V^3, where

V^2 is selected from divalent or trivalent, straight-chain, cyclic or branched, saturated, unsaturated or aromatic hydrocarbon radicals having up to 1000 carbon atoms (not counting the carbon atoms of the polysiloxane radical Z^2 defined below) and may optionally contain one or more groups selected from

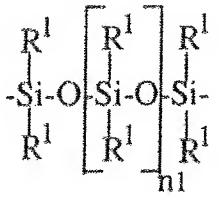
-O-, -CONH-,

-$CONR^2$-, in which R^2 is hydrogen, a monovalent, straight-chain, cyclic or branched, saturated, unsaturated or aromatic hydrocarbon radical having up to 100 carbon atoms, may contain one or more groups selected from -O-, -NH-, -C(O)- and -C(S)-, and may optionally be substituted by one or more substituents selected from the group consisting of a hydroxyl group, an optionally substituted heterocyclic group preferably containing one or more nitrogen atoms, amino, alkylamino, dialkylamino, ammonium, polyether radicals and polyether ester radicals, where, when a plurality of -$CONR^2$- groups is present, they may be the same or different,

-C(O)- and -C(S)-, and

the radical V^2 may optionally be substituted by one or more hydroxyl groups, and

the radical V^2 contains at least one group $-Z^2-$ of the formula



in which

R^1 may be the same or different and is selected from the group consisting of: C_1 to C_{22} alkyl, fluoro(C_1-C_{10})alkyl and C_6-C_{10} aryl, and

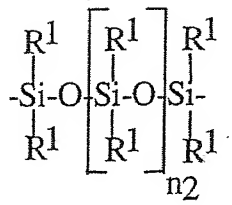
n_1 = 20 to 1000,

V^1 is selected from divalent, straight-chain, cyclic or branched, saturated, unsaturated or aromatic hydrocarbon radicals which have up to 1000 carbon atoms and may optionally contain one or more groups selected from

-O-, -CONH-,

$-CONR^2-$, in which R^2 is as defined above, where the R^2 groups in the V^1 and V^2 groups may be the same or different,

-C(O)-, -C(S)- and $-Z^1-$, where $-Z^1-$ is a group of the formula



in which

R^1 is as defined above, where the R^1 groups in the groups V^1 and V^2 groups may be the same or different, and

$n_2 = 0$ to 19,

and the radical V^1 may if desired be substituted by one or more hydroxyl groups,

V^3 is a trivalent or higher-valency, straight-chain, cyclic or branched, saturated, unsaturated or aromatic hydrocarbon radical which has up to 1000 carbon atoms, may optionally contain one or more groups selected from

-O-, -CONH-, -CONR^2-, in which R^2 is as defined above, -C(O)-, -C(S)-, -Z^1- which is as defined above, -Z^2- which is as defined above and Z^3, where Z^3 is a trivalent or higher-valency organopolysiloxane unit, and

may optionally be substituted by one or more hydroxyl groups,

where, in said polysiloxane compound, in each case one or more V^1 groups, one or more V^2 groups and/or one or more V^3 groups may be present,

with the ~~proviso~~ <u>provisos</u>

- <u>(i)</u> that said polysiloxane compound contains a plurality of V^2 groups, <u>and</u>
~~that said polysiloxane compound contains at least one V^1, V^2 or V^3 group which contains at least one Z^1, Z^2 or Z^3 group, and~~

- (ii) that the tri- and tetravalent Q radicals either serve to branch the main chain formed from Q and V, so that the valencies which do not serve for bonding in the main chain bear further branches formed from -[Q-V]- units, or the tri- and tetravalent Q radicals are saturated with V^3 radicals within a linear main chain without formation of a branch, and

wherein the positive charges resulting from ammonium groups are neutralized by organic or inorganic acid anions, and acid addition salts thereof, and optionally at least one amino-polysiloxane and/or ammonium-polysiloxane compound b2),

c) ~~optionally~~ one or more silicone-free surfactants selected from the group consisting of nonpolymerized organic quaternary ammonium compounds,

d) optionally one or more coacervate phase formation agents, and

e) optionally one or more carrier substances selected from the group consisting of solid carrier substances f), liquid carrier substances g), and combinations thereof.

Claim 2 (original): The formulation as claimed in claim 1, characterized in that it contains, based on the total amount of components a) and b),

from 5 to 99% by weight of component a) and

from 1 to 95% by weight of component b).

Claim 3 (cancel)

Claim 4 (previously presented): The formulation as claimed in claim 1, characterized in that it contains, based on 100 parts by weight of components a) and b), from 0 to 1500 parts by weight of components c), d) and e).

Claim 5 (previously presented): The formulation as claimed in claim 1, characterized in that it contains, based on 100 parts by weight of components a) and b), from 0 to 70 parts by weight of component c).

Claim 6 (previously presented): The formulation as claimed in claim 1, characterized in that it contains, based on 100 parts by weight of components a) and b), from 0 to 10 parts by weight of component d).

Claim 7 (previously presented): The formulation as claimed in claim 1, characterized in that it contains, based on 100 parts by weight of components a) and b), from 0 to 710 parts by weight of component f).

Claim 8 (previously presented): The formulation as claimed in claim 1, characterized in that it contains, based on 100 parts by weight of components a) and b), from 0 to 710 parts by weight of component g).

Claim 9 (previously presented): The formulation as claimed in claim 1, characterized in that component a) is at least one constituent which is selected from the group consisting of: straight-chain, cyclic, branched and partially crosslinked polyorganosiloxanes.

Claim 10 (previously presented): The formulation as claimed in claim 1, characterized in that the amino- and/or ammonium-polysiloxane compound b2) is a polysiloxane compound which contains amino and/or ammonium groups in the pendent groups of a polyorganosiloxane main chain.

Claim 11 (cancel)

Claim 12 (previously presented): The formulation as claimed in claim 1, characterized in that the coacervate phase formation agent as component d) comprises at least one constituent which is selected from cationic, silicone-free polymer compounds.

Claim 13 (currently amended): The formulation as claimed in claim ~~3~~ 1, characterized in that a solid carrier substance f) is present, and in that the solid carrier substance f) is at least one constituent which is selected from the group of the water-soluble compounds which have a

solubility in water of at least 100 grams/liter at 20°C.

Claim 14 (currently amended): The formulation as claimed in claim ~~3~~ 1, characterized in that a liquid carrier substance g) is present, and in that the liquid carrier substance g) is at least one constituent which is selected from the group consisting of water and water-miscible organic solvents.

Claim 15 (previously presented): The formulation as claimed in claim 1, characterized in that it is solid or liquid at 40°C.

Claim 16 (previously presented): A process for preparing the formulation as claimed in claim 1, which comprises the steps of:

a) mixing components a) and b) to give a homogeneous premixture, and

b) optionally introducing components c), d) and/or e).

Claim 17 (currently amended): ~~The use of~~ A method of applying a cosmetic comprising applying the formulation as claimed in claim 1 ~~in cosmetic formulations, in laundry detergents or for the surface treatment of substrates~~.

Claim 18 (currently amended): ~~The use of~~ A method of treating fibers or finishing fibers comprising applying the formulation as claimed in claim 1 ~~for fiber treatment or fiber finishing~~ to fibers.

Claim 19 (currently amended): ~~The use of~~ A method of treating textiles, fiberlike materials, or paper, comprising applying the formulation as claimed in claim 1 ~~as a formulation for the treatment of~~ to textiles, fiberlike, or ~~materials including~~ paper.

Claim 20 (currently amended): ~~The use of~~ A method of softening a textile comprising applying the formulation as claimed in claim 1 ~~as a softener~~ to a textile.

Claim 21 (canceled)

Claim 22 (new): A method of cleaning laundry comprising applying to laundry the formulation as claimed in claim 1.

Claim 23 (new): A method of surface treating a substrate comprising applying to a substrate the formulation as claimed in claim 1.